IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 26TH MARCH 2007 / 5TH CHAITHRA 1929

Crl.Rev.Pet.No. 1074 of 2006()

CRA.7/2003 of ADDL. SESSIONS COURT (ADHOC) FAST TRACK III, PATHANAMTHITTA
CC.418/1999 of CHIEF JUDICIAL MAGISTRATE COURT, PATHANAMTHITTA

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REVN. PETITIONER: APPELLANT/ACCUSED

P.P.JOSEPH, PANACHICKAL HOUSE,
THAZHATHU VADAKARA, VELLAVUR, PROPRIETOR,
J.J.INDUSTRIES, VELLAVUR.

BY ADV. SRI.T.M.ABDUL LATHEEF

RESPONDENTS: RESPONDENT/COMPLAINANT & STATE

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1. M/S. SREENARAYANA TRADERS & FINANCIERS
LTD., THAVALATHIL BUILDINGS, PATHANAMTHITTA,
REPRESENTED BY ITS MANAGING DIRECTOR,
M.K.DIVAKARAN, MINI SADANAM, KANNAMKARA,
PATHANAMTHITTA.

2. STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 26/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1074 of 2006

Dated this the 26th day of March, 2007

ORDER

Revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to undergo simple imprisonment for one month and to pay a compensation of Rs.3,50,000/- to the complainant and in default, to undergo simple imprisonment for one month.

2. Revision petitioner has only sought for modification of the sentence and time to make the payment. In the circumstances, sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. Revision petitioner is granted six months' time to pay the amount of compensation. Revision petitioner shall appear before the Chief Judicial Magistrate Court, Pathanamthitta on 26.9.2007 to receive the sentence.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl